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Complete if Known Substitute for form 1449A/B/PTO Application Number 10/688151 INFORMATION DISCLOSURE Filing Date October 17, 2003 STATEMENT BY APPLICANT First Named Inventor Paul Ashton <u>373</u>8 Art Unit Not Yet Assigned R Negin (Use as many sheets as necessary) Examiner Name CDSI-P01-020 Attorney Docket Number Sheet 1 of

U.S. PATENT DOCUMENTS								
Examiner Initials*	. Cite	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear			
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FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No.	Foreign Patent Document Country Code ³ -Number ⁴ -Kind Code ⁴ (F known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	76	

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		NON PATENT LITERATURE DOCUMENTS	
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RSN	CA	PETERSON, "Association for Research in Vision and Opthalmology, Ft. Lauderdale, Florida", April 2002, Trends-in-Medicine, May 2002, pps 1 - 6	
	СВ	PRENTICE, "Surrogate Endpoints in Clinical Trials: Definition and Operational Criteria", Statistics in Medicine, VOL 8, 431-440 (1989)	
	CC	COLBURN, "Biomarkers in Drug Discovery and Development: From Target Identification through Drug Marketing", J Clin Pharmacol, 2003; 43:329:341	
	CD	COLBURN, "Selecting and Validating Biologic Markers for Drug Development", J Clin Pharmacol, 1997; 37:355-362	
	CE	NEUBAUER, et al, "Comparison of Foveal Thickness Measured with the Retinal Thickness Analyzer and Optical Coherence Tomography", The Jouranl of Retinal and Vitreous Diseases, May 2001, volume 21, number 6 pps 596-601	
	CF	ANTCLIFF, et al, "Comparison between Optical Coherence Tomography and Fundus Flurescein Angiography for the Detection of Cystoid Macular Eden in Patients with Uveitis", Ophthalmology, Volume 10, Number 3 pps 593-599, March 2000	
	CG	KONNO, et al, "Retinal Thickness Measurements with Optical Coherence Tomography and the Scanning Retianl Thickness Analyzer", The Journal of Retinal and Vitreous Diseases; 2001, Volume 21, Number 1 pps 57-61	
	СН	GOEBEL, et al, "Retinal Thickness in Diabetic Retinopathy", The Jouranl of Retinal and Vitreous Diseases, 2002, Volume 22, Number 6, pps 759 - 767	
	CI	KONNO, et al, "Three-Dimensional Analysis of Macular Diseases With a Scanning Retinal Thickness Analyzer and a Confocual Scanning Laser Ophthalmoscope" Department of Ophthalmology, Asahikawa Medical College, Asahikawa, Japan, June 2000	
$\overline{\Psi}$	CJ	OSHIMA, et al, "Quantitative Assessment of Macular Thickness in Normal Subjects and Patients with Diabetic Retinopathy by Scanning Retinal Tichness and Analyser", Br J Ophthalmol 1999;83:54-61	

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Complete if known Substitute for form 1449/PTO 10/688151 **Application Number** Confirmation No. 8861 SUPPLEMENTAL Filing Date October 17, 2003 INFORMATION DISCLOSURE First Named Inventor Paul Ashton STATEMENT BY APPLICANTS 1631 Art Unit **3**738 R. Neg Not Yet Assigned Examiner (use as many sheets as necessary) of **Attorney Docket Number** CDSI-P01-020 Sheet

U.S. PATENT DOCUMENTS					
Examiner	Cile No.	Document Number	Publication Date	Name of Patentee or Applicant of Cited Documents	Pages, Columns, Lines, Where Relevant Passages or Relevant
initials*		Number - Kind Code ² (if known)	MM-DD-YYYY		Figures Appear
RSN		U.S. 6,217,895	04/17/2001	Guo, et al.	
RSN		US 2001/0023419 A1	9/20/2001	LaPointe, et al.	·
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